

CRIMINAL NO. 3:02CR156

DEBBIE ZIMMERMAN

ORDER

Although Defendant concedes in her motion that her Judgment directs her to begin paying restitution during her incarceration, she contends that this direction is due to “errors made by the Courtroom Clerk,” and that she should not be required to make any restitution payments² until

² At the time Defendant's Judgment was filed, she owed a \$400.00 assessment and \$23,938,669.70 in restitution, based on her convictions for

after her release. **Defendant's Motion, filed November 21, 2008, at 1.**

She offers no evidence, however, of these alleged mistakes.

The Judgment unequivocally states that "payment of the *total criminal monetary penalties* shall be due as follows: . . . payment to begin immediately . . .; or . . . payment in equal monthly installments of \$50.00 [t]o commence 60 days after the release from imprisonment[.]" The Judgment further provides: "Unless the court has expressly ordered otherwise . . ., *if this judgment imposes a period of imprisonment[,]* *payment of criminal monetary penalties shall be due during the period of imprisonment.*" **Amended Judgment in a Criminal Case, filed August 25, 2005, at 5 (emphasis added).**

As these instructions are perfectly clear, and Defendant has offered no convincing evidence as to their error, the Court finds that her motion to amend her Judgment is without merit.

IT IS, THEREFORE, ORDERED that the Defendant's motion to amend her Judgment is hereby **DENIED**.

fraud and conspiracy. **Amended Judgment in a Criminal Case, filed August 25, 2005, at 1, 4.**

Signed: December 9, 2008

A handwritten signature in dark ink, appearing to read 'Lacy H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

